

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

WAYNE ZYCH, MICHAEL CURRENCE
AND WHEMPNER BROTHERS,

Civil File No. CV-05-2623
(PAM/RLE)

Plaintiffs,

vs.

ORDER OF DISMISSAL

GFI AMERICA, INC.; NATIONAL BEEF
PACKING COMPANY, LLC; AND
CREEKSTONE FARMS PREMIUM BEEF,
LLC,

Defendants.

Pursuant to Federal Rule of Civil Procedure 41 and Doc. No. 23, all parties that have appeared in this action have stipulated and agreed pursuant to (i) that Plaintiff Michael Currence's claims against Defendant Creekstone Farms Premium Beef, LLC ("Creekstone") shall be dismissed in their entirety, with prejudice; (ii) that no other party has asserted any claim, cross-claim, or counterclaim in this action against Defendant Creekstone; and (iii) that this dismissal is not an agreement to dismiss any other claims or causes of action against any persons or entities other than Defendant Creekstone.

Now therefore, it is hereby

ORDERED that all claims asserted in this action against Defendant Creekstone are dismissed with prejudice; and it is

FURTHER ORDERED that Plaintiff Currence and Defendant Creekstone shall bear their own costs, fees, and expenses, including attorney fees.

SO ORDERED this 20th day of June , 2006.

BY THE COURT:

s/Paul A. Magnuson
Paul A. Magnuson, Judge
United States District Court